


The court has reviewed the M&R and the record. The court is satisfied that there is no clear error on the face of the record. Accordingly, the court adopts the conclusions in the M&R. Defendant's motion to dismiss [D.E. 16] is GRANTED IN PART and DENIED IN PART.

SO ORDERED. This 1 day of March 2018.



JAMES C. DEVER III
Chief United States District Judge